

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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RICHARD ELLO

Plaintiff,

AFFIDAVIT OF SERVICE

v.

05 CV 9625 (KMK)

ISHRI SINGH, in his individual and official capacities; RAYMOND POCINO, Vice president and Eastern Regional Manager of LABORERS INTERNATIONAL UNION OF NORTH AMERICA, in his individual and official capacities; LABORERS INTERNATIONAL UNION OF NORTH AMERICA; LABORER-EMPLOYERS COOPERATION AND EDUCATION TRUST FUND; RAYMOND ROCINO, Trustee, in his individual and official capacities; MASON TENDERS DISTRICT COUNCIL TRUST FUNDS; JOHN VIRGA, Funds Director, in his individual and official capacities; John Doe and Jane Doe A through D the latter being Parties unknown to plaintiff,

Defendants.
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STATE OF NEW YORK }
 } SS.:
COUNTY OF NEW YORK }

JOHN G. FLEMING, JR., being duly sworn deposes and states:

1. I am not a party to this action, am over 18 years of age and reside in Bergen County, New Jersey.

2. On September 12, 2006, I served Appearance of Kathleen M. McKenna upon:

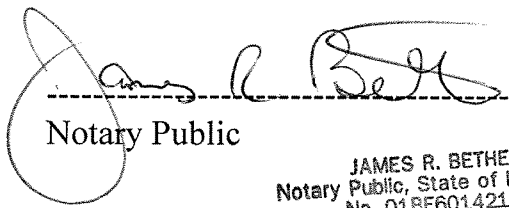
Michael Bearse
Laborers' International Union of North America
905 16th Street, NW
Washington, D.C. 20006

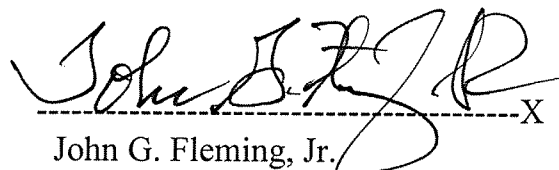
Terrance Reed
Lankford Coffield & Reed, PLLC
120 North St. Asaph Street
Alexandria, VA. 22314

3. Said service was made by depositing a true copy of said documents enclosed in a prepaid, sealed wrapper, properly addressed to the above named party in official depository under

the exclusive care and custody of the United States Post Office within the State of New York.

Sworn to before me this
12th day of September, 2006


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Notary Public
JAMES R. BETHEA
Notary Public, State of New York
No. 018E6014213
Qualified in New York County
Commission Expires Oct. 5, 2010


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John G. Fleming, Jr.